

# United States District Court

3-24-00  
Sc

MIDDLE

DISTRICT OF

PENNSYLVANIA

MR. CLARENCE FRANKLIN #CU-0660  
STATE CORRECTIONAL INSTITUTION  
P.O. BOX 2000  
CAMP HILL, PA 17001-0200

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: 1 : 00-CV-0238

Judge Kane

PENNSYLVANIA DEPARTMENT OF CORRECTIONS  
2520 LISBURN ROAD  
CAMP HILL, PA 17001-8837  
et. al.

FILED  
HARRISBURG, PA

MAR 23 2000

TO: (Name and address of defendant)

(SEE COMPLT.)

MARY E. D'ANDREA, CLERK  
Per 9/18  
Deputy Clerk

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

ANGELO L. CAMERON, ESQUIRE &  
FINCOURT B. SHELTON, ESQUIRE  
6 NORTH NINTH STREET  
SUITE 201  
DARBY, PA 19023  
(610) 532 - 5550

an answer to the complaint which is herewith served upon you, within TWENTY days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Mary E. D'Andrea  
CLERK

February 8, 2000  
DATE

George T. Gardner  
(BY) DEPUTY CLERK George T. Gardner

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

FILED  
HARRISBURG, PA

RETURN OF SERVICE OF PROCESS

MAR 23 2000

PLAINTIFF \_\_\_\_\_ COURT CASE NUMBER \_\_\_\_\_  
DEFENDANT \_\_\_\_\_ TYPE OF PROCESS \_\_\_\_\_  
Per \_\_\_\_\_  
Deputy Clerk

SERVE Attorney General Office  
(Name individual, company; corporation, etc. to be served)

AT 16th floor Strawberry Square Hbg, Pa. 17121  
(Show Address)

SPECIAL INSTRUCTIONS OR OTHER INFORMATION REGARDING SERVICE \_\_\_\_\_

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT:

\_\_\_\_\_ I have personally served individual, company or corporation above.  
\_\_\_\_\_ I have made service by mail as authorized by state law to the individual, company or corporation above. Appropriate state law authorizing this type of service is \_\_\_\_\_ . If certified mail was authorized, attach green cards to this form.

X I have legal evidence of service, described under Remarks and attached hereto.  
(Domiciliary service, Substituted service.)

\_\_\_\_\_ I am unable to serve the process. (See Remarks)

NAME OF PERSON SERVED: Melisa Cooper  
TITLE (IF ANY) OF PERSON SERVED: Executive Sec. (Authorized to Accept)  
ADDRESS WHERE SERVED: 16th floor Strawberry Square  
Hbg, Pa. 17121

DATE AND TIME OF PERSONAL SERVICE: March 23, 2000 @ 12:30 PM  
REMARKS: \_\_\_\_\_

3-23-00  
Date

Nathaniel P. Rafferty  
Signature of Process Server  
Nathaniel P. Rafferty

RETURN THE ORIGINAL OF THIS FORM WITH THE ORIGINAL SUMMONS FORM TO:  
OFFICE OF THE CLERK OF COURT, U.S. DISTRICT COURT  
(Clerk's address in which the assigned judge is located. Refer to the  
Notice of Judicial Assignment form.)

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RETURN OF SERVICE OF PROCESS

PLAINTIFF Clarence Franklin COURT CASE NUMBER 1:CV-00-0238  
DEFENDANT Pa Dept of Corrections, et al TYPE OF PROCESS \_\_\_\_\_

SERVE Pennsylvania Dept of Corrections **FILED**  
(Name individual, company; corporation, etc. to be served) HARRISBURG, PA

AT 2520 Lisburn Rd, Camp Hill, Pa MAR 23 2003  
(Show Address)

MARY E. DIAMOND, CLERK  
201 *[Signature]*

SPECIAL INSTRUCTIONS OR OTHER INFORMATION REGARDING SERVICE \_\_\_\_\_

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT:

\_\_\_\_ I have personally served individual, company or corporation above.  
\_\_\_\_ I have made service by mail as authorized by state law to the individual, company or corporation above. Appropriate state law authorizing this type of service is \_\_\_\_\_ . If certified mail was authorized, attach green cards to this form.

☒ I have legal evidence of service, described under Remarks and attached hereto.  
(Domiciliary service, Substituted service.)

\_\_\_\_ I am unable to serve the process. (See Remarks)

NAME OF PERSON SERVED: William Fairall

TITLE (IF ANY) OF PERSON SERVED: Counsel

ADDRESS WHERE SERVED: 2520 Lisburn Rd.  
Camp Hill, Pa

DATE AND TIME OF PERSONAL SERVICE: 2-9-00 10:30 AM

REMARKS: \_\_\_\_\_

2-11-00  
Date

Larry J Morino  
Signature of Process Server

RETURN THE ORIGINAL OF THIS FORM WITH THE ORIGINAL SUMMONS FORM TO:  
OFFICE OF THE CLERK OF COURT, U.S. DISTRICT COURT  
(Clerk's address in which the assigned judge is located. Refer to the  
Notice of Judicial Assignment form.)

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RETURN OF SERVICE OF PROCESS

PLAINTIFF Clarence Franklin COURT CASE NUMBER 1:00-cv-00238  
DEFENDANT Pa Dept of Corrections et al TYPE OF PROCESS \_\_\_\_\_

SERVE Martin F. Horn **FILED**  
(Name individual, company; corporation, etc. to be served) **HARRISBURG, PA**

AT 2520 Lisburn Rd, Camp Hill, Pa **MAR 23 2000**  
(Show Address)

SPECIAL INSTRUCTIONS OR OTHER INFORMATION REGARDING SERVICE MARY E. DIANDREA, CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT:

\_\_\_\_\_ I have personally served individual, company or corporation above.  
\_\_\_\_\_ I have made service by mail as authorized by state law to the individual, company or corporation above. Appropriate state law authorizing this type of service is \_\_\_\_\_ . If certified mail was authorized, attach green cards to this form.  
☒ I have legal evidence of service, described under Remarks and attached hereto.  
(Domiciliary service, Substituted service.)  
\_\_\_\_\_ I am unable to serve the process. (See Remarks)  
NAME OF PERSON SERVED: William Farrell  
TITLE (IF ANY) OF PERSON SERVED: Counsel  
ADDRESS WHERE SERVED: 2520 Lisburn Rd.  
Camp Hill, Pa  
DATE AND TIME OF PERSONAL SERVICE: 2-9-00 10:30 AM  
REMARKS: \_\_\_\_\_

2-11-00  
Date

Larry J. Morris  
Signature of Process Server

RETURN THE ORIGINAL OF THIS FORM WITH THE ORIGINAL SUMMONS FORM TO:  
OFFICE OF THE CLERK OF COURT, U.S. DISTRICT COURT  
(Clerk's address in which the assigned judge is located. Refer to the  
Notice of Judicial Assignment form.)

AO 440 (Rev. 10/93) Summons in a Civil

Clarence Franklin File

## RETURN OF SERVICE

Service of the Summons and Complaint was made by me<sup>1</sup>

DATE

02/22/2000 (3:00 PM)

NAME OF SERVER

CURTIS EVERHART

TITLE

CHIEF INVESTIGATOR

Check one box below to indicate appropriate method of service

- ☒ Served personally upon the defendant. Place where served: Kenneth D. KYLER  
SERVED AT STATE CORRECTION INSTITUTE at Huntingdon PA.  
LOCATED IN SMITHFIELD TWP Huntingdon County
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
 Name of person with whom the summons and complaint were left: \_\_\_\_\_

- ☐ Returned unexecuted: \_\_\_\_\_

- ☐ Other (specify): \_\_\_\_\_

FILED  
HARRISBURG, PA

MAR 23 2000

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

MARIE CHANDREA CLECK  
Clerk

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

2/24/00  
Date

Betty K. Beckwith

Signature of Server

Curtis Everhart

NOTARIAL SEAL  
 BETTY K. BECKWITH, Notary Public  
 State College, PA - Centre County  
 My Commission Expires July 30, 2001

Address of Server

105-5 GERRARD STREET  
 STATE COLLEGE, PA  
 16801

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

1:CV-00-0238

## RETURN OF SERVICE

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE <u>2/18/00 At 12:01 pm.</u>
NAME OF SERVER <u>Larry J. Morine</u>	TITLE <u>Process Server</u>

Check one box below to indicate appropriate method of service

☒ Served personally upon the defendant. Place where served: Robert V.I.A. His Contact name is Richard V.I.A.

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_

☐ Returned unexecuted: \_\_\_\_\_

☐ Other (specify): Personally Served Richard V.I.A. 2/18/00 At 12:01 pm.

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

MARY E. DANIEL CLERK  
Deputy Clerk

Executed on 16 Mar 2000  
Date

Signature of Server

Larry J. Morine  
Larry J. Morine

PRIORITY ONE ATTORNEYS' MESSENGER SERVICE

99 South Cameron St. P.O. Box 454

Address of Server

Harrisburg, PA 17108-0454

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.